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Fay Sharpe Fagan Minnich & McKee, LLP  
DEC 06 2004 44100 Superior Avenue, Seventh Floor  
Cleveland, Ohio 44114-2579  
Telephone: 216.861.5582  
Fax: 216.241.1666  
www.FaySharpe.com

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Date	December 6, 2004	Total Pages: 18
To:	U.S. Patent and Trademark Office	
Attn.:	Examiner Chongshan Chen	
Facsimile No.:	(703) 872-9306	
From:	Michael E. Hudzinski	
Re:	Our Ref.: STL92000104US1	

## COMMENTS

### **First Amendment After Final Rejection**

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Attorney Docket No.: STL92000104US1

**AMENDMENT TRANSMITTAL LETTER**

Ser. No.: 09/897,803	Filed: July 2, 2001	Examiner: Chongshan Chen
Art Unit: 2172	Title: RANDOM SAMPLING AS A BUILT-IN FUNCTION FOR DATABASE ADMINISTRATION AND REPLICATION	

To the Commissioner for Patents:

Transmitted herewith is an *Amendment* in the above-identified application. The fee has been calculated as shown below.


CLAIMS AS AMENDED						
	Claims remaining after amendment		Highest Number Previously Paid For	No. of Extra Claims Present	Rate	Additional Rate
Total Claims	24	Minus	24	0	X 18	\$0.00
Indep. Claims	6	Minus	3	2	X 88	\$178.00
TOTAL					=	\$176.00

- ☐ No additional fee is required.  
☐ A check in the amount of \$ \_\_\_\_\_ is attached.  
☒ Charge \$176.00 to Deposit Account No. 09-0460.  
☐ Applicants hereby petition the Commissioner under 37 C.F.R. § 1.136(a) and request a \_\_\_\_\_ month extension of time to respond to the outstanding Office Action. Enclosed is a check in the amount of \$ \_\_\_\_\_ to cover the applicable extension of time fees.  
☒ Applicants request any extensions of time that may be necessary and authorize the required fees be charged to Deposit Account No. 09-0460.  
☒ Please charge any additional fees or credit overpayment to Deposit Account No. 09-0460.

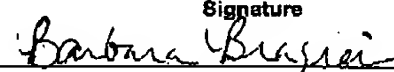
Respectfully submitted,

 FAY, SHARPE, FAGAN,  
 MINNICH & MCKEE, LLP

 06 DEC 04  
 Date

  
 Michael E. Hudzinski, Reg. No. 34,185  
 1100 Superior Avenue, Seventh Floor  
 Cleveland, OH 44114-2579  
 216/861-5582
**CERTIFICATE OF MAILING**

- I certify that this Amendment Transmittal Letter and accompanying document(s) are being
- ☒ deposited with the United States Postal Service as First Class mail under 37 C.F.R. 1.8, addressed to: MAIL STOP AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.  
☐ transmitted to facsimile number (703) 872-9306 under 37 C.F.R. 1.8 on the date indicated below.  
☐ deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated below and is addressed to: MAIL STOP AF, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Express Mail Label No.:	Signature 
Date December 6, 2004	Printed Name Barbara Brazier

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PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

INVENTOR(S) : HARPER, et al.  
TITLE : RANDOM SAMPLING AS A BUILT-IN  
FUNCTION FOR DATABASE  
ADMINISTRATION AND REPLICATION  
APPLICATION NO. : 09/897,803  
FILED : July 2, 2001  
CONFIRMATION NO. : 2493  
EXAMINER : Chongshan Chen  
ART UNIT : 2172  
LAST OFFICE ACTION : October 6, 2004  
ATTORNEY DOCKET NO. : STL92000104US1  
Cleveland, OH 44114  
December 6, 2004

**FIRST AMENDMENT AFTER FINAL REJECTION**

MAIL STOP AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Office Action mailed October 6, 2004, on the above-referenced patent application, applicants respectfully request reconsideration of the application.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 9 of this paper.